

## Message Text

UNCLASSIFIED

PAGE 01 IAEA V 05990 081458Z

43

ACTION SCI-06

INFO OCT-01 EA-11 IO-14 ISO-00 L-03 ACDA-19 CIAE-00 INR-10

NSAE-00 NSC-07 RSC-01 FEAE-00 SSO-00 INRE-00 NSCE-00

DRC-01 /073 W

----- 041398

O P 081353Z JUL 74

FM USMISSION IAEA VIENNA

TO SECSTATE WASHDC IMMEDIATE 4663

INFO AEC GERMANTOWN IMMEDIATE

AMEMBASSY CANBERRA PRIORITY

UNCLAS IAEA VIENNA 5990

E.O. 11652: N/A

TAGS: IAEA TECH

SUBJECT: GOA-USG NUCLEAR SAFEGUARDS PROTOCOL

REF: STATE 145833

1. RE PROPOSED BILATERAL EXCHANGE OF NOTES, TEXT MUST BE SLIGHTLY REVISED TO TAKE INTO ACCOUNT CHANGES MADE IN PROTOCOL.

2. PROPOSED REVISED TEXT OF US NOTE IS AS FOLLOWS:

EXCELLENCY:

I HAVE THE HONOR TO REFER TO THE "PROTOCOL SUSPENDING SAFEGUARDS APPLIED IN AUSTRALIA UNDER THE AGREEMENT BETWEEN THE INTERNATIONAL ATOMIC ENERGY AGENCY, THE GOVERNMENT OF AUSTRALIA AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA FOR THE APPLICATION OF SAFEGUARDS AND PROVIDING FOR THE APPLICATION OF SAFEGUARDS PURSUANT TO THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS, WHICH WAS CONCLUDED TODAY BETWEEN THE INTERNATIONAL ATOMIC ENERGY AGENCY, THE GOVERNMENT OF THE UNITED STATES OF AMERICA AND THE GOVERNMENT OF AUSTRALIA.

IT IS THE VIEW OF MY GOVERNMENT THAT THE PROTOCOL

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 IAEA V 05990 081458Z

CONSTITUTES AN AGREEMENT WHOSE TERMS SATISFY THE CON-

DITIONS CONTEMPLATED BY THE SECOND SENTENCE OF PARAGRAPH A OF ARTICLE IX OF THE AGREEMENT FOR THE COOPERATION BETWEEN THE GOVERNMENT OF AUSTRALIA AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA CONCERNING CIVIL USES OF ATOMIC ENERGY SIGNED ON 22 JUNE 1956, AS AMENDED ON 14 SEPTEMBER 1960 AND ON 11 APRIL 1967, AND THAT THE SAFEGUARDS RIGHTS ACCORDED TO THE GOVERNMENT OF THE UNITED STATES OF AMERICA BY ARTICLE X OF THE AGREEMENT FOR COOPERATION ARE DEEMED TO BE SUSPENDED DURING THE TIME AND TO THE EXTENT THAT THE PROTOCOL IS IN FORCE AND THE SAFEGUARDS REFERRED TO THEREIN ARE BEING APPLIED BY THE AGENCY.

IT WOULD BE APPRECIATED IF YOUR GOVERNMENT WOULD CONFIRM THAT IT SHARES THIS VIEW.

ACCEPT, EXCELLENCY, THE ASSURANCE OF MY HIGHEST CONSIDERATION.

3. GOA RESPONSES WOULD QUOTE US NOTE AND CONFIRM THAT GOA SHARES VIEWS STATED IN THAT NOTE.

4. MISSION IS, OF COURSE, AWARE THAT PHRASE "AND TO THE EXTENT THAT" WAS DROPPED FROM PROTOCOL, BUT WE ARE NOT RPT NOT CLEAR AS TO WHETHER SAME PHRASE SHOULD BE DROPPED FROM PARA 2 OF US NOTE. OUR IMPRESSION IS THAT IT SHOULD BE RETAINED. MISSION REQUESTS IMMEDIATE ADVICE ON THIS POINT.

5. SIGNATURE OF GOA/IAEA NPT SAFEGUARDS AGREEMENT, US/IAEA/GOA SUSPENSION PROTOCOL AND BILATERAL EXCHANGE OF NOTES SCHEDULED FOR 3 P.M. VIENNA TIME JULY 10.

6. RE TEXT OF PROTOCOL, PREAMBULAR PARAS MUST BE IN ORDER TRANSMITTED REFTTEL, IN VIEW REFERENCE TO AND DEFINITION OF AGREEMENT FOR COOPERATION IN "RECALLING" PREAMBULAR PARA. AGENCY AND GOA EMBASSY AGREE, AND TEXT IS BEING PRINTED ON THIS BASIS.

7. IN AGREEMENT WITH AGENCY AND GOA EMBASSY, CERTAIN NON-SUBSTANTIVE CORRECTIONS TO PROTOCOL HAVE BEEN MADE, I.E., UNCLASSIFIED

UNCLASSIFIED

PAGE 03 IAEA V 05990 081458Z

MAKING "MATERIAL" IN "RECOGNIZING" PREAMBULAR PARA SINGULAR OR PLURAL, AS CASE MAY BE, TO CORRESPOND PRECISELY WITH TEXT OF ARTICLE XI OF AGREEMENT FOR COOPERATION, AS AMENDED; CHANGING "ARTICLE XXIII" TO "ARTICLE 23"; AND REPLACING "IAEA" BY "AGENCY" IN FIRST OPERATIVE PARA. PORTER

UNCLASSIFIED

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NUCLEAR AGREEMENTS, NUCLEAR SAFEGUARDS, DIPLOMATIC NOTES, NEGOTIATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 08 JUL 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** n/a  
**Disposition Approved on Date:**  
**Disposition Authority:** n/a  
**Disposition Case Number:** n/a  
**Disposition Comment:**  
**Disposition Date:** 01 JAN 1960  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1974IAEAV05990  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740180-0947  
**From:** IAEA VIENNA  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1974/newtext/t19740769/aaaachbt.tel  
**Line Count:** 113  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION SCI  
**Original Classification:** UNCLASSIFIED  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:** n/a  
**Previous Classification:** n/a  
**Previous Handling Restrictions:** n/a  
**Reference:** STATE 145833  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** martinml  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 29 OCT 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <29 OCT 2002 by ThomasVJ>; APPROVED <15 JAN 2003 by martinml>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** GOA-USG NUCLEAR SAFEGUARDS PROTOCOL  
**TAGS:** TECH, US, AS, IAEA  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005